

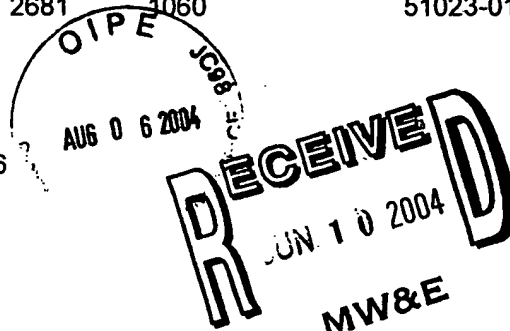


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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/811,813	03/30/2004	2681	1060	51023-019	28	6	2

McDermott, Will & Emery
600 13th Street, N.W.
Washington, DC 20005-3096



CONFIRMATION NO. 2833

FILING RECEIPT



OC000000012897827

Date Mailed: 06/08/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Akihiro Kamemura, Osaka-shi, JAPAN;
Tadashi Araki, Osaka-shi, JAPAN;
Kenji Kutsuki, Osaka-shi, JAPAN;
Keiji Tanaka, Osaka-shi, JAPAN;
Noriyuki Hirakata, Osaka-shi, JAPAN;

Assignment For Published Patent Application

SUMITOMO ELECTRIC INDUSTRIES, LTD., Osaka, JAPAN;

Domestic Priority data as claimed by applicant

This application is a DIV of 09/622,216 08/15/2000 PAT 6,744,823
which is a 371 of PCT/JP99/04314 08/09/1999

Foreign Applications

JAPAN 10-367763 12/24/1998
JAPAN 10-367764 12/24/1998
JAPAN 10-367765 12/24/1998

If Required, Foreign Filing License Granted: 06/07/2004.

Projected Publication Date: 09/16/2004

Non-Publication Request: No

Early Publication Request: No

Title

Roadway communication system

Preliminary Class

455



**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

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Docket No.: 51023-019

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277
Akihiro KAMEMURA, et al. : Confirmation Number: 2833
Serial No.: 10/811,813 : Group Art Unit: 2681
Filed: March 30, 2004 : Examiner: Not Yet Assigned
For: ROADWAY COMMUNICATION SYSTEM

REQUEST FOR CORRECTED FILING RECEIPT

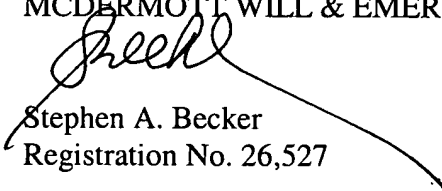
Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

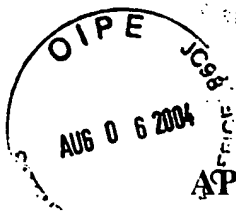
Attached is a copy of the Filing Receipt received from the U.S. Patent and Trademark Office in the above-referenced application. It is noted that the number of inventors is incorrect. Attached is a copy of the Request Form for Application Under 37 CFR 1.53(b), which evidences that inventors Mr. Kenji KUTSUKI and Mr. Keiji TANAKA were **deleted** as named inventors of the application as they were not inventors of subject of claims 25-30 in the application.. It is requested that a corrected filing receipt be issued.

Respectfully submitted,

MCDERMOTT WILL & EMERY LLP


Stephen A. Becker
Registration No. 26,527

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202.756.8000 SAB:aph
Facsimile: 202.756.8087
Date: August 6, 2004



**REQUEST FORM FOR
APPLICATION UNDER 37 CFR 1.53(b)**

DOCKET NUMBER: 51023-019

Prior Application:

Art Unit: 2631

Examiner: Phu, Phuong M.

BOX

FEE

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This is a Request for filing a Divisional application under 37 CFR 1.53(b) of pending prior application Serial No. 09/622,216, filed on August 15, 2000, entitled ROADWAY COMMUNICATION SYSTEM, by the following named inventors: Akihiro KAMEMURA, Tadashi ARAKI and Noriyuki HIRAKATA.

1. ☒ I hereby state that the enclosed application contains no new matter.
2. Oath or Declaration
- a. ☐ Newly executed (original or copy)
- b. ☒ Copy from a prior application (37 CFR 1.63(d))
- i. ☒ Deletion of inventor(s)
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

It is requested that inventors Mr. Kenji KUTSUKI and Mr. Keiji TANAKA be deleted as named inventors of this application as they are not inventors of subject of claims 25-30 in this application.

3. ☒ Incorporation By Reference (useable if Box 2b is checked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 2b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
4. ☐ Preliminary Amendment is enclosed.
5. ☒ An Information Disclosure Statement and PTO1449 Form are submitted herewith.
6. ☒ Cancel claims 1-24 & 31-33.

7. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 6 above:

	NO. OF CLAIMS		EXTRA CLAIMS	RATE	AMOUNT
Total Claims	7	-20	0	\$18.00 =	\$0.00
Independent Claims	2	-3	0	\$86.00 =	\$0.00
Basic Application Fee					\$770.00
If multiple dependent claims are presented, add \$290.00					\$290.00
Total Application Fee					\$1,060.00
Subtract ½ if small entity					\$0.00
TOTAL APPLICATION FEE DUE					\$1,060.00
AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT NO. 500417					\$1,060.00

- 7a. ☐ Enclosed is a Verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27.
- 7b. ☐ A verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27 was filed in prior application and such status is still proper and desired.
- 8a. ☒ **PLEASE CHARGE DEPOSIT ACCOUNT 500417 in the amount of \$1,060.00**
- 8b. ☒ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, including any extension of time fees to maintain the pendency of the parent application Serial No. 09/622,216 or credit any overpayment to Deposit Account No. 500417.
9. ☒ Amend the specification by inserting before the first line the sentence:
 --This application is a divisional of Application Serial No. 09/622,216 filed August 15, 2000, which is a 371 of PCT/JP99/04314, filed August 9, 1999--
10. ☒ Priority of Application Serial Nos. 10-367763, 10-367764 & 10-367765 filed on December 24, 1998, in Japan is claimed under 35 USC 119.
11. ☒ The prior application is assigned of record to
SUMITOMO ELECTRIC INDUSTRIES, LTD.
 Osaka, Japan
12. ☒ The power of attorney in the prior application is to:
McDermott, Will & Emery
13. ☐ Also enclosed:

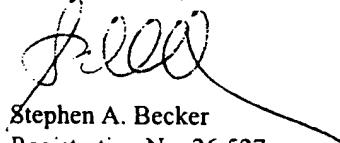
14. ☐ A petition, fee and response has been filed to extend the term in the pending prior application until .

Address all future communications to: (May only be completed by applicant, or attorney or agent of record)

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Washington, DC 20005-3096

Respectfully submitted,

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